

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

-----X

YAAKOV M. VANN,

Plaintiff

-against-

STATE OF NEVADA,

Defendant

HONORABLE DOUGLAS SMITH,

Defendant

CLARK COUNTY, NEVADA

Defendant

SARGENT KOSMIDES

Defendant

LAS VEGAS METROPOLITAN POLICE DEPARTMENT

Defendant

MISTER LORNE WYNE,

Defendant

AKA "RABBI YITZ WYNE"

Defendant

MISS. MICHELLE HALABE,

Defendant

PETER DUBOWSKY

Defendant

-----X

UPON INFORMATION AND BELIEF, PLAINTIFF YAAKOV VANN ALLEGES:

AS AND FOR A FIRST COMPLAINT AGAINST DEFENDANTS WYNE, DUBOWSKY, HALABE, KOSMIDES, LAS VEGAS METRO POLICE DEPARTMENT AND CLARK COUNTY.

1. The above named defendants, Wyne, Dubowsky, and Halabe wished to conceal fraud within the Young Israel Aish HaTorah of Las Vegas.
2. Plaintiff knew of said fraud, including that Mr. Wyne represents himself to be an Orthodox Rabbi despite never receiving *Yora Yora* Rabbinical certification.
3. The above mentioned Defendants attempted to conspire with other Jewish organizations to get Plaintiff to "voluntarily move" away from their synagogue.
4. Having failed to voluntarily get Plaintiff to move out of state, Defendants began a campaign of illegal conduct including bribing officials in the Las Vegas Metro Police Department (hereinafter LVMP) and in the Justice Court.

FILED RECEIVED  
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AUG 21 2003

2003 MAY -8 A 9:07

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

BY: \_\_\_\_\_ DEPUTY

Plaintiff demands Jury Trial

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AUG 21 2003	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY

CV S 03-0507-PMP-PAL

5. Said individual at the LVMP in the middle of this illegal activity is Sgt. Kosmides.
6. Sgt Kosmides did conspire with Wyne, Dubowsky and Halabe to provide false information in court.
7. Sgt Kosmides did conspire with Wyne, Dubowsky and Halabe to not investigate another LVMP officer's misconduct.
8. Sgt Kosmides did in fact threaten Plaintiff with arrest on more than one occasion despite no crime being committed by Plaintiff.
9. Plaintiff's Constitutional rights were absolutely abridged by the activities of Wyne, Dubowsky, Halabe, and Kosmides.

AS AND FOR A SECOND COMPLAINT AGAINST DEFENDANTS WYNE, DUBOWSKY, HALABE, KOSMIDES, CLARK COUNTY, JUDGE SMITH<sup>1</sup> AND LAS VEGAS METRO POLICE DEPARTMENT.

10. The above named defendants, Wyne, Dubowsky, and Halabe did conspire with Judge Smith to abridge Plaintiff's Constitutional rights.
11. Specifically, several ex-parte communications were had between said Defendants and Judge Smith including one on the record on November 19, 2002.<sup>2</sup>
12. The above named defendants, Wyne, Dubowsky, and Halabe agreed with Judge Smith to incarcerate Plaintiff with no legal justification.
13. The above named defendants, Wyne, Dubowsky, and Halabe conspired and agreed with Judge Smith and Sgt. Kosmides to issue Orders of Protection in violation of Nevada State Law.
14. The above named defendants, Wyne, Dubowsky, and Halabe conspired and agreed with Judge Smith and Sgt. Kosmides to issue Orders of Protection in violation of the Constitution of the United States.

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<sup>1</sup>Plaintiff is aware of judicial immunity on monetary damages, but Plaintiff is seeking an Injunction which is permitted.

<sup>2</sup>Transcript of November 19, 2002, page 11 line 13, Judge Smith orders me out of his court room but the communications continue. There is further evidence that other communication were had and Judge Smith further orders them to occur on the record.

AS AND FOR A THIRD COMPLAINT AGAINST DEFENDANTS WYNE, DUBOWSKY, HALABE, KOSMIDES, CLARK COUNTY, JUDGE SMITH<sup>3</sup> AND LAS VEGAS METRO POLICE DEPARTMENT.

15. The above named defendants, Wyne, Dubowsky, and Halabe conspired and agreed with Judge Smith and Sgt. Kosmides to issue Orders of Protection to keep Plaintiff and his family from worshipping their religion.
16. Specifically, said named Defendants conspired and agreed to illegally cause Protection Orders to be placed so that Plaintiff can not attend Synagogue without being in violation of Plaintiff's religion.
17. Specifically, said named Defendants conspired and agreed to illegally cause Protection Orders to be placed so that Plaintiff's children can not attend religious school.
18. All of said Defendants knew there was no legal justification for any Order of Protection to be issued against Plaintiff.

AS AND FOR A FOURTH COMPLAINT AGAINST DEFENDANTS WYNE, DUBOWSKY, HALABE, KOSMIDES, CLARK COUNTY, JUDGE SMITH<sup>4</sup> AND LAS VEGAS METRO POLICE DEPARTMENT.

19. All Defendants conspired and agreed to jail Plaintiff without providing appointed counsel.
20. Plaintiff was in fact sentenced to jail without receiving appointed counsel.
21. Plaintiff was in fact denied Constitutional Right of Cross Examination.
22. Plaintiff was in fact denied Constitutional Right to put on Defense.
23. Plaintiff's business was effectively taken by government action without just compensation.
24. Plaintiff's business was effectively taken by government action without any Due Process Safeguards.

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<sup>3</sup>Plaintiff is aware of judicial immunity on monetary damages, but Plaintiff is seeking an Injunction which is permitted.

<sup>4</sup>Plaintiff is aware of judicial immunity on monetary damages, but Plaintiff is seeking an Injunction which is permitted.

25. All Defendants knew that all their actions were unlawful.
26. All Defendants conspired and agreed to force Plaintiff to move out of State or face jail time even though no crime was ever committed by Plaintiff.

This action is brought pursuant to 42 USC §1983, 1985, and 1988  
Jurisdiction of this Court is invoked pursuant to 28 USC §1343(1) & (4). and ancillary and or  
pendent jurisdiction.

WHEREFORE, Plaintiff prays for the following relief:

1. Money damages
2. An injunction against all further prosecution
3. An injunction to immediately revoke all Orders of Protection
4. Any further relief this Court deems just and proper.

May 08, 2003



YAAKOV M VANN

2009 MANCHESTER AVE

LAS VEGAS NV

85117

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

-----X

YAAKOV M. VANN,

Plaintiff

-against-

**MEMORANDUM OF LAW IN  
SUPPORT OF PLAINTIFF'S REQUEST  
FOR AN INJUNCTION**

STATE OF NEVADA,

Defendant

HONORABLE DOUGLAS SMITH,

Defendant

CLARK COUNTY, NEVADA

Defendant

SARGENT KOSMIDES

Defendant

LAS VEGAS METROPOLITAN POLICE DEPARTMENT

Defendant

MISTER LORNE WYNE,

Defendant

AKA "RABBI YITZ WYNE"

Defendant

MISS. MICHELLE HALABE,

Defendant

PETER DUBOWSKY

Defendant

-----X

**INTRODUCTION**

Plaintiff is very well aware of the Federal Courts "abstention doctrine" from the *Younger* case, *Younger v. Harris*, 401 U.S. 37 (1971). Plaintiff will however show how the facts of this case clearly demonstrate that the *Younger* case supports abstention in this case.

**ARGUMENT**

The reason for abstention is stated by the courts to be:

Younger abstention is grounded in principles of comity and federalism and is premised on the belief that a state proceeding provides a sufficient forum for federal constitutional claims. See *Cullen v. Fliegner*, 18 F.3d 96, 103 (2d Cir. 1994) (citing *Kugler v. Helfant*, 421 U.S. 117, 124 (1975)).

*Schlagler v. Phillips*, 166 F.3d 439.

The courts have of course refused to abstain in several cases and have given the following reasons for doing so:

Nevertheless, federal courts should still afford injunctive relief to a plaintiff who successfully establishes "the kind of irreparable injury, above and beyond that associated with the defense of a single prosecution brought in good faith, that has always been considered sufficient to justify federal intervention." *Younger*, 401 U.S. at 48. Intervention would still be warranted upon a showing of "bad faith, harassment or any other exceptional circumstance that would call for equitable relief." *Id.* at 54. Generally, for such a showing to be made, the party bringing the state action must have no reasonable expectation of obtaining a favorable outcome. See *Kugler*, 421 U.S. at 126 n.6. But, a refusal to abstain is also justified where a prosecution or proceeding has been brought to retaliate for or to deter constitutionally protected conduct, or where a prosecution or proceeding is otherwise brought in bad faith or for the purpose to harass. E.g., *Lewellen v. Raff*, 843 F.2d 1103, 1109-10 (8th Cir. 1988), cert. denied, 489 U.S. 1033, 103 L. Ed. 2d 229, 109 S. Ct. 1171 (1989) (bad faith prosecution where brought in retaliation for exercise of First Amendment rights); *Rowe v. Griffin*, 676 F.2d 524 (11th Cir. 1982) (bad faith prosecution where brought after assurances of immunity to defendant).

In such cases, a showing of retaliatory or bad faith prosecution establishes irreparable injury for the purposes of the Younger doctrine, *Bishop v. State Bar of Texas*, 736 F.2d 292, 294 (5th Cir. 1984); *Shaw v. Garrison*, 467 F.2d 113, 119-21 (5th Cir.), cert. denied, 409 U.S. 1024, 34 L. Ed. 2d 317, 93 S. Ct. 467 (1972), and the expectations for success of the party bringing the action need not be relevant. See, e.g., *Lewellen*, 843 F.2d at 1109-10 (injunction justified regardless of expectations where prosecution brought to discourage exercise of constitutional rights). Abstention would serve no purpose because a state cannot have a legitimate interest in discouraging the exercise of constitutional rights, see, e.g., *id.* at 1110, or, equally, in continuing actions otherwise brought in bad faith, thereby reducing the need for deference to state proceedings.

*Cullen v. Fliegner*, 18 F.3d 96, 103, (2d Cir. 1994). Thus the courts have spelled out very clear cases of when the courts should refuse to abstain. They are "the party

bringing the state action must have no reasonable expectation of obtaining a favorable outcome" and "a refusal to abstain is also justified where a prosecution or proceeding has been brought to retaliate for or to deter constitutionally protected conduct, or where a prosecution or proceeding is otherwise brought in bad faith or for the purpose to harass." Only one of the above need be present. Clearly in this case, ALL are present.

I

**THE STATE HAS SHOWN THAT IN THIS CASE, IT IS NOT AN ADEQUATE FORUM TO DECIDE CONSTITUTIONAL ISSUES, AND FURTHERMORE, THAT THE STATE FORUM IS BIASED TOWARDS DEFENDANT.**

Not only did the Trial Judge deny Plaintiff<sup>1</sup> the opportunity to cross examine the perjury laden testimony, the trial judge totally prejudged and decided the case before any sworn testimony was given (actually there basically was no sworn testimony but rather only unidentified "testimony" from the peanut gallery without even identifying the speakers so that there could be no appellate record). In fact, the second Protective Order was admittedly decided even before Petitioner entered the court room.<sup>2</sup> Plaintiff was sentenced to jail without appointed counsel.<sup>3</sup> Plaintiff was jailed for allegedly being less than five minutes late even though the other side was not present in court and

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<sup>1</sup>Plaintiff and Petitioner in this case is Defendant in all State action referred to.

<sup>2</sup>Transcript Nov. 19<sup>th</sup>, Page 2.

<sup>3</sup>The Court knew that Petitioner was indigent as he had prepared a motion to proceed IFP in the appeal, yet no appointed counsel was provided, forcing a relative of Petitioner to go retain counsel and costs were not paid and so counsel did not even obtain the complaint filed with the LMPD (Metro Police) and thus amounted to inadequate counsel.

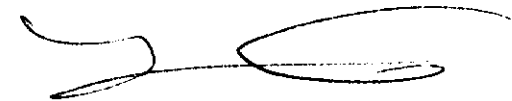


neither was Petitioner's appointed counsel in court as nobody answered the alleged calling of the case.<sup>4</sup> Finally, Petitioner has had to come to court five times with the sixth one scheduled without even being provided any charges.

The state has proven that it is not an adequate forum to decide Constitutional issues and the State has proven that any alleged charges are being brought for harassment purposes and to keep Petitioner from exercising his First Amendment rights of Freedom of Religion and Freedom of Speech

Wherefore, Petitioner therefore prays this Court will grant the Order to Show Cause and Injunction in their entireties.

5/8/03



Yaakov m. Vann  
Pro Se Plaintiff  
2009 Madagascar Lane  
Las Vegas, NV 89117  
(702) 804-0351

WHEREFORE, Defendant prays this court will

1. Enjoin the State from continuing its prosecution of the Defendant.
2. Order the State Court to revoke the two Orders of Protection issued in violation of all Constitutional rights.

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<sup>4</sup>Please see the Minutes on April 02, 2003. Furthermore, Petitioner was not even late. Petitioner has a parking receipt from Golden Nugget hotel which is on First Street, just two blocks away, stamped at 8:48 a.m. The Court Appearance was scheduled for 9:00 and it does not take 12 minutes to walk two blocks.



United States District Judge

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

-----X  
YAAKOV M. VANN,

Plaintiff

-against-

STATE OF NEVADA,

Defendant

HONORABLE DOUGLAS SMITH,

Defendant

CLARK COUNTY, NEVADA

Defendant

SARGENT KOSMIDES

Defendant

LAS VEGAS METROPOLITAN POLICE DEPARTMENT

Defendant

MISTER LORNE WYNE,

Defendant

AKA "RABBI YITZ WYNE"

Defendant

MISS. MICHELLE HALABE,

Defendant

PETER DUBOWSKY

Defendant

-----X

**AFFIRMATION OF YAAKOV M. VANN  
IN SUPPORT OF MOTION FOR  
INJUNCTION AND TRO**

Yaakov M. Vann, affirms (on religious grounds) as follows:

I am being criminally prosecuted in retaliation for exercising my First Amendment Constitutional rights of Freedom Of Religion and freedom to criticize public figures. It should be noted that I never violated any law. I was brought before the State Courts for Defendants Mr. Wyne and Ms. Halabe to unlawfully seek an Order of Protection. Neither Defendant met the state standards of obtaining said Order but the Federal Court is certainly not interested in that aspect. This Federal

Court should and must be interested that despite three requests on the Record<sup>1</sup> for cross examination, none was permitted. This Court must be concerned that despite objecting to my witnesses not being permitted to testify,<sup>2</sup> they still were not permitted to testify and thus I was not permitted to defend said utterly false and baseless charges. Then again, does a Judge that has decided a case before hearing any evidence need to offer cross examination.<sup>3</sup>predecided a caseThis Court must be interested in the fact that any further proceedings are just for the purpose of harassment. I was forced to come to Justice Court on March 21, April 01, April 02, April 03, April 24<sup>4</sup>, May 06 and now May 08 is the next court appearance. I HAVE NOT ON ANY OF THOSE DATES BEEN CHARGED WITH ANY CRIME OR VIOLATION. I JUST HAVE TO SHOW UP IN COURT TO MAKE SURE THAT I CAN'T EARN A LIVING AND THAT MY KIDS CAN'T GO TO SCHOOL.<sup>5</sup> There are clear requests on the record to be provided with any alleged charges but they have never been provided in violation of IN RE OLIVER, 333 U.S. 257,

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<sup>1</sup> Enclosed Transcript of 11/08/02 page 17, line 19; page 19 line 5; and page 20 line 14

<sup>2</sup>Enclosed Transcript of 11/08/02 page 27 line 7.

<sup>3</sup>Please see Transcript of 11/08/02 page 4 line 1 where I was ordered to stay five blocks away, this occurring before any sworn testimony. Therefore does this Court really have to read the 25 plus pages of the transcript if the case was decided before it began.

<sup>4</sup>May 24<sup>th</sup> date was changed with no notice by the Court to Defendant. Court changed date apparently due to the fact that my wife arranged to be in town so that if Judge Smith jailed me again, the kids would not have to go to Foster homes. The Court date was therefore adjourned to a date after she was no longer in town.

<sup>5</sup>My children attend Piggott Elementary School and drop off is not until 8:30 and most calendar appearances have been 8:30 downtown(except for the day Judge Smith put me in jail, that appearance was scheduled for 9:00).

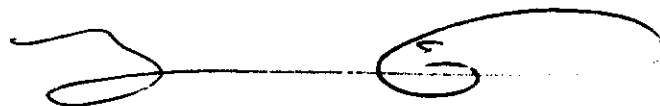
275. THE COURT AND THE DEFENDANTS, WYNE, DUBOWSKY AND HALABE ARE CLEARLY JUST HARASSING THE PETITIONER.

Petitioner is being injured well beyond having to bear the burden of defending a criminal trial. My wife is in her ninth month of pregnancy, and each court date comes with immense pressure of providing for our three kids for the likelihood that Judge Smith will throw me in jail with no legal justification. When a Judge says each time before you appear before him that he will put you in jail and he actually does; any worries on the part of my pregnant wife is totally justified. Additionally, despite being sentenced to jail, no appellate counsel has been appointed despite several requests in further violation of Supreme Court Law.

Lastly, please don't decide that are any state remedies to be had. A notice of appeal was immediately filed after the first protective order but the same Judge Smith denied my motion to proceed IFP even though he essentially ended my business without any Due Process safeguards.<sup>6</sup> I do not have funds to challenge any rulings in state courts.

Petitioner therefore prays this Court will grant the Order to Show Cause and Injunction in their entirety.

May 08 2003



Yaakov m. Vann  
Pro Se Plaintiff  
2009 Madagascar Lane  
Las Vegas, NV 89117  
(702) 804-0351

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<sup>6</sup>Please see Transcript of 11/08/02 pages 19 et seq. where the Judge clearly does not care that he just terminated my business. A lot of my inventory perished at the property on Arville Lane while I was not permitted to go and retrieve it.

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

-----X

**YAAKOV M. VANN,**

Plaintiff

-against-

**STATE OF NEVADA,**

Defendant

**ORDER TO SHOW CAUSE  
FOR PRELIMINARY INJUNCTION  
AND TEMPORARY RESTRAINING  
ORDER**

**HONORABLE DOUGLAS SMITH,**

Defendant

**CLARK COUNTY, NEVADA**

Defendant

**SARGENT KOSMIDES**

Defendant

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT**

Defendant

**MISTER LORNE "YITZ" WYNE,**

Defendant

**AKA "RABBI WYNE"**

Defendant

**MISS. MICHELLE HALABE,**

Defendant

**PETER DUBOWSKY**

Defendant

-----X

Upon the affidavit of Yaakov M.. Vann, sworn to the 07th day of May, 2003, and upon the copy of complaint hereto attached it is ORDERED, that the above named defendants show cause before a motion term of this Court, at Room , United States Courthouse, in the county of Clark, State of Nevada , 2003, at o'clock in the thereof, or as soon thereafter as counsel may be heard, why an order should not be issued pursuant to Rule 65 of the Federal Rules of Civil Procedure enjoining the defendants during the pendency of this action from prosecuting Yaakov Vann on charges of violating an Order of Protection which was granted in total violation of all due process rights, including but

not limited to the right of confrontation of accusers in violation of *WILLNER v. COMMITTEE ON CHARACTER AND FITNESS*, 373 U.S. 96; 83 S. Ct. 1175 and the right to put on a defense.

The Justice Court further violated the Constitution and the United States Supreme Court by sentencing the Plaintiff to jail time without first affording appointed counsel for the indigent Plaintiff in violation of *ARGERSINGER V. HAMLIN*, 407 US 25, 32, 92 Sct 2006 (1972) and *ALABAMA v. SHELTON*, 535 U.S. 654; 122 S. Ct. 1764. Finally, Plaintiff has been jailed in violation of *U.S. v. JORDAN*, 2003 U.S. App. LEXIS 7391 and *U.S. v SELTZER*, 227 F.3d 36. It is further ORDERED, that sufficient reason having been shown therefor, pending the hearing of plaintiff's application for a preliminary injunction, pursuant to Rule 65 of the Federal Rules of Civil Procedure, the defendants are temporarily restrained and enjoined from prosecuting Yaakov Vann on charges of violating an Order of Protection and or Contempt of Court for violating the Order of Protection, and it is further ORDERED, that a copy of this order and attached affidavits be served free of charge to Petitioner by the United States Marshall upon defendants or an acceptable agent in their office on or before \_\_\_\_\_ and that such service be deemed good and sufficient.

Dated:

1 TRAN  
2 CASE NO. PROTECTIVE ORDER

3 IN THE JUSTICE'S COURT OF LAS VEGAS TOWNSHIP  
4 COUNTY OF CLARK, STATE OF NEVADA

5  
6 MICHELLE HALABE,  
7 Plaintiff,

8 vs.

9 YAAKOV VANN,  
10 Defendant.

)  
)  
)  
) CASE NO. 02P00983X  
)  
)  
)

11  
12  
13 **REPORTER'S TRANSCRIPT**

14 **OF**

15 **PROCEEDINGS**

16 **BEFORE THE HONORABLE DOUGLAS SMITH**  
17 **JUSTICE OF THE PEACE**

18 **FRIDAY, NOVEMBER 8, 2002**

19 **APPEARANCES:**

20 For the Plaintiff: IN PROPER PERSON

21 For the Defendant: IN PROPER PERSON  
22  
23

24 Reported by: Therese Ferriola, CCR #314  
25

THERESE FERRIOLA  
OFFICIAL COURT REPORTER  
(702) 455-3048

1 LAS VEGAS, NEVADA, NOVEMBER 8, 2002, 8:30 A.M.

2  
3 \* \* \* \* \*

4  
5 THE COURT: All right, Yaakov Vann.

6 THE BAILIFF: He's down the hallway.

7 THE COURT: Right here. And Michelle  
8 Halabe is on this side.

9 Where is he?

10 THE BAILIFF: Coming in.

11 THE COURT: Mr. Vann, this is the time set  
12 for a protective order. This is what it says, and  
13 if I mispronounce your name, I apologize. You can  
14 have a seat.

15 MR. VANN: Thank you.

16 THE COURT: Yaakov Vann has been told not  
17 to come to our synagogue and has continuously showed  
18 up on Shabbat thinking we wouldn't do anything  
19 probably due to the Jewish law not being able to  
20 telephone police except in emergency, so the shul  
21 hired a private agency to keep him off of property  
22 for three weeks, even though he continued to show up  
23 and bully people.

24 Do you keep going to temple, to the  
25 synagogue? Everybody in here says yes.

TERESE FERRIOLA  
OFFICIAL COURT REPORTER  
(702) 455-3048



1 MR. VANN: I am not on synagogue property.  
2 I do go to talk to various congregants and I --

3 THE COURT: Why do you go there when you  
4 were told not to go?

5 MR. VANN: I don't go on the synagogue  
6 property. I understand they have the right to  
7 exclude and I cannot go on synagogue property. I do  
8 occasionally go talk to various congregants about  
9 the issue. Not everybody agrees with the position,  
10 that I should be excluded.

11 THE COURT: Everybody in here today seems  
12 to agree.

13 Anybody in here that disagrees that  
14 he should be kept off the synagogue property or out  
15 of the synagogue?

16 MRS. VANN: Your Honor, may I say  
17 something?

18 THE COURT: Yes.

19 MRS. VANN: I am the defendant's wife.  
20 Okay. My husband knows better than to go on  
21 property he was told not to, and I know for a fact  
22 that he did not.

23 THE COURT: Okay. Thanks.

24 Well, here is the problem: You're  
25 going to have to change synagogues if you want to

1 attend these services. You're now going to have to  
2 stay away from the vicinity. I want you to stay at  
3 least five blocks from the vicinity. Stay away from  
4 them, because there are people there, if there's any  
5 support in there, supporters, and I'm not of the  
6 Jewish faith, they can vote, I assume they can vote,  
7 on whether this should be overturned. But that's  
8 why they hire Rabbis.

9 Is that right, counsel?

10 MR. KRAH: I think so.

11 THE COURT: I mean the Rabbi is the one  
12 that kind of runs things.

13 MS. HALABE: We have an order of  
14 protection.

15 THE COURT: I know a couple Rabbis, Rabbi  
16 Hect (phonetic). Well, he doesn't know me as well  
17 as I think I know him. He is a wonderful man. And  
18 I don't think he would like this type of activity at  
19 his synagogue.

20 We have another protective order that  
21 has been in place signed by Judge Abbatangelo. The  
22 name is spelled differently. So we have one in  
23 place for a year.

24 I want it known that these  
25 individuals that attend the synagogue and temple

1 with Rabbi --

2 MS. WYNE: Yitzchak Wyne. That's my  
3 husband.

4 THE COURT: That they feel safe and they  
5 don't want you around. And I'm sorry it's to that  
6 point, but it's got to be.

7 MR. KRAH: Good morning. For the record,  
8 your Honor, James Krah appearing from the office of  
9 Jeffrey Shaner. I believe the defendant fired off a  
10 bunch of different subpoenas, and I came over here  
11 on behalf of Rabbi Harlig who is the director of  
12 Chabad of Southern Nevada, and Rabbi Rodman is here  
13 too back in the crowd, the principal of Desert Torah  
14 Academy.

15 We don't know what's going on between  
16 these two parties, but somehow different Rabbis are  
17 involved in this, and we need to straighten out the  
18 subpoena issue. He sent Rabbi Harlig a subpoena  
19 yesterday which was a little improperly done, no  
20 witness fees, no notice, to produce certain things.  
21 And, if I understand, this case is going to be  
22 rolling around over here for about a year.

23 THE COURT: Let me see. Well, no.

24 I think we should talk about it. Why  
25 can't you stay away from these people if they don't

1 want you there? They don't want you around. I  
2 mean, is that real clear?

3 MR. VANN: Yes, it's --

4 THE COURT: It's real clear, because I  
5 don't want to put someone in jail for this, but  
6 that's what I do. I have a jail cell over there  
7 waiting for you. And if you don't stay away from  
8 them, that's what's going to happen.

9 You have a child out there. You'll  
10 be taken away from your child. You have a lovely  
11 wife. You need to focus your energy there.

12 I'm not sure why these subpoenas were  
13 sent. I'm sure the Rabbis have more important  
14 business than to be in this courtroom.

15 MR. KRAH: Well, here is the problem we  
16 had with it too. You'll notice on your right-hand  
17 side he's looking for information regarding the  
18 admission, applications, and scholarship information  
19 for various and sundry students. I think that's  
20 absolutely irrelevant to the issue before the Court.

21 THE COURT: Actually, it isn't. It is  
22 totally relevant because it shows me that you're not  
23 thinking clearly if you want all of this stuff.  
24 This is private information; it isn't for  
25 publication. You ain't getting it.

1 MR. KRAH: The one on the left-hand side  
2 requires a cook book from the Rabbi.

3 THE COURT: If I have to protect the  
4 Rabbi, I can. I've got a guy here who's got  
5 handcuffs. We have already opened the cell. It's  
6 ready to go.

7 Are you going to stay away from these  
8 people, Mr. Vann? They don't want you. I want to  
9 make this real clear: They don't want you around.  
10 Now, I don't know why, and I really don't want to  
11 know why. I can open a hearing. We can air dirty  
12 laundry. There can be accusations on this side,  
13 there can be accusations on this side, and then I'll  
14 make decisions.

15 Now, I deal with murder, I deal with  
16 robbery, I deal with very serious cases. It is sad  
17 that now I have to get in the middle of a religious  
18 conflict. I am not very happy about it, because  
19 people go there as a sanctuary and to be safe and to  
20 not have to be bothered and to worship.

21 Now, if you want to worship or if you  
22 want your child in a school somewhere, it sounds to  
23 me like you're going to have to go somewhere else,  
24 not there. They don't want your child there. They  
25 likely turned somebody down. That must be what it

1 is. Well, if it is, I'm sorry. Go somewhere else.  
2 I think that pretty much sums it, doesn't it?

3 People need to be safe. They just  
4 need you to be away. That's all they want. So find  
5 somewhere else to go. Focus your energy somewhere  
6 else.

7 What do you have to say?

8 MR. VANN: I would like the hearing that I  
9 believe I'm entitled to get.

10 THE COURT: You're getting it.

11 MR. VANN: Thank you.

12 THE COURT: This is the hearing. The  
13 hearing is you respond to these allegations. Be  
14 sworn in. Stand up and be sworn in.

15

16 **YAAKOV VANN,**  
17 having affirmed to tell the truth  
18 testified as follows:

18

19 THE COURT: All right.

20 MR. KRAH: Before we continue,  
21 your Honor --

22 THE COURT: No, no, I will handle this.

23 MR. KRAH: Okay.

24 THE COURT: I'm adapt at handling this  
25 because I put people in jail for not staying away

1 and for harassing people.

2 All right. You have been told not to  
3 come to the area, yet you still come; is that true?

4 MR. VANN: I have been told not come to  
5 the synagogue.

6 THE COURT: So what you do is you go near  
7 it but you don't go on the property; is that what  
8 you're telling me? That's what I heard you say.

9 MR. VANN: I have spoken only to people  
10 who want to speak with me, and I have not spoken to  
11 people that don't want to speak with me. And not  
12 everybody agrees with the decision to exclude.

13 THE COURT: The head guy of the synagogue  
14 is who?

15 MR. VANN: Presumably Mr. Wyne.

16 THE COURT: Who is the head of the  
17 synagogue? Who is the head of the synagogue?

18 THE MS. HALABE: Rabbi Yitzchak Wyne.

19 THE COURT: Where is the Rabbi? Is the  
20 Rabbi here?

21 MS. WYNE: No, he is not. I am his wife  
22 and we have -- my husband has a protective order  
23 against --

24 THE COURT: Let me see that. Where's Tom?

25 THE BAILIFF: Right here.



1 THE COURT: Does Rabbi Wyne want Mr. Vann  
2 at the synagogue?

3 MS. WYNE: No, absolutely not. We do not  
4 want him at the synagogue, near our family, near the  
5 school where my children go, near my home. He has  
6 harassed us at my home, at the synagogue, at the  
7 school. He's harassed my mother at the supermarket.

8 THE COURT: Okay. So we've cleared that  
9 up. You say you haven't. They say you have. And I  
10 have a number of people here that I assume are going  
11 to verify that.

12 Is that right?

13 UNIDENTIFIED SPEAKER: Easy, yes.

14 THE COURT: It's affirmative, so you lose  
15 that issue. The people all said yeah. Apparently  
16 you're bullying people. They don't like that. The  
17 police had to show up three times.

18 MS. WYNE: Six times.

19 THE COURT: Six times.

20 MS. WYNE: Sergeant Kosmides knows.

21 THE COURT: Were you ever arrested there?

22 MR. VANN: No.

23 THE COURT: Did you leave before the  
24 police got there?

25 MR. VANN: I was there once, the affidavit

1 is false, the one from Mr. Wyne about October 12<sup>th</sup>,  
2 because I was detained and no crime was committed.

3 THE COURT: You shouldn't tell me that a  
4 Rabbi is falsifying things because I get really --

5 MS. HALABE: Your Honor, on Friday the  
6 18<sup>th</sup> of October --

7 THE COURT: Just a minute. He came to  
8 school and whipped his car around the corner and  
9 honked at me and Rebbetzin Wyne like he was going to  
10 hit us.

11 MS. WYNE: Your Honor, I was in the car at  
12 the time.

13 THE COURT: Do you want me to take your  
14 driver's license away from you? Is that what you  
15 want, because I will do it. Did you do that?

16 MR. VANN: No, absolutely not.

17 THE COURT: So they are liars again,  
18 everybody in here is a liar except you? Do you want  
19 me to believe that?

20 MR. VANN: If you want to believe it. Did  
21 the Rabbi say he saw it or did he just put hearsay  
22 in his affidavit?

23 UNIDENTIFIED SPEAKER: There were no  
24 Rabbis out there at the time when he sped towards  
25 him.

1 THE COURT: These people are afraid for  
2 their welfare? Why did you subpoena these records  
3 and applications for admission to Desert, I'm sorry,  
4 I can't read this, is it Torah Academy?

5 MS. WYNE: Torah.

6 THE COURT: To the preschool for all of  
7 Lorne Yitzchak Wyne's -- is that --

8 MS. HALABE: That's the Rabbi.

9 THE COURT: -- kids for all years  
10 attended. That is crazy. You are not entitled to  
11 it. Thank you. Scholarship applications for all of  
12 Lorne Yitzchak Wyne's kids and all of Rabbi is it  
13 Yisroel Suzff's, S-u-z-f-f, kids for all years  
14 attended. You don't like these people; is that  
15 fair?

16 MR. VANN: No, not fair.

17 THE COURT: It is not fair?

18 MR. VANN: Correct.

19 THE COURT: Why do you want these records?

20 MR. VANN: I believe they would be  
21 relevant in a full hearing.

22 THE COURT: For what?

23 MR. VANN: With the hearing, it would come  
24 out.

25 THE COURT: Tell me what they are relevant

1 for? I have asked you. What are they relevant to  
2 show?

3 MR. VANN: In one particular instance they  
4 are trying to prevent my kids from getting a Jewish  
5 education. They are alleging things that never  
6 happened.

7 THE COURT: There are other Jewish  
8 schools. You better find one. They don't want you  
9 at this one. They don't want you at this one.

10 MR. VANN: Is that Rabbi Harlin's  
11 position?

12 MRS. VANN: Excuse me. There are no  
13 Jewish schools that are religious in the area at  
14 all.

15 THE COURT: What about the Hebrew Academy?

16 MRS. VANN: That is not religious.

17 THE COURT: And Temple Beth Shalom has  
18 one.

19 MRS. VANN: It is not religious.

20 MR. VANN: Did Rabbi Harlin say he didn't  
21 want my kids? He told me he wanted my kids and he  
22 had been arranging to bring them in and out.

23 MR. KRAH: I think that's something that  
24 they might wish to work out. I was here  
25 fundamentally to move to quash these on the basis --

1 THE COURT: Well, the subpoenas are  
2 quashed. Application for admission for --

3 MR. VANN: You can quash the whole thing,  
4 your Honor, you don't have to read it.

5 THE COURT: Who is that? U-a-l-a-b-e-s  
6 kids' scholarship application is it H-a-l?

7 MS. HALABE: That's me, Halabe.

8 THE COURT: So you want all of these  
9 applications. So what you want, if I understand it,  
10 is you're kind of ticked off that they won't let  
11 your kids in or give your kids scholarships but they  
12 give all of these other kids scholarships.

13 MR. VANN: My kids are in the school. My  
14 kids are not excluded from the school. My kids are  
15 welcome in the school.

16 THE COURT: Is that right?

17 MR. VANN: Rabbi Rodman is here. He's the  
18 principal.

19 THE COURT: Where is Rabbi Rodman? Is  
20 that right? His kids are in the school?

21 RABBI RODMAN: His children are in the  
22 school, yes, sir.

23 MR. VANN: Are they welcome to stay?

24 RABBI RODMAN: Yes; yes, they are.

25 THE COURT: Okay.

1 MS. WYNE: Your Honor, my children are in  
2 school. On a regular basis throughout the year,  
3 Yaakov Vann has approached them at the school and at  
4 my -- at the synagogue and saying very inappropriate  
5 things to them. I have it all on record the things  
6 he has said to them. I fear their lives are in  
7 danger, my life is in danger, my husband's life is  
8 in danger. He has made it public knowledge to many,  
9 many people in Las Vegas, around the country, and in  
10 Israel that his goal is to destroy Rabbi Wyne and  
11 his family. And he has made that clear. He has  
12 told the head of the National Counsel of Young  
13 Israel in Jerusalem.

14 THE COURT: Have you said those things?

15 MR. VANN: I haven't said it to that  
16 extent. I have said that I believe he's not  
17 ordained as a Rabbi, that he has what's called  
18 ravimakismu (phonetic). A real Rabbi has yora yora  
19 snesha (phonetic) which is knowing the code of  
20 Jewish law. He never tested for that. He doesn't  
21 know it.

22 THE COURT: Well, what put you in place to  
23 be the judge?

24 MR. VANN: I'm just a congregant. I have  
25 a right to voice my --

1 MS. WYNE: Your Honor, he's not a  
2 congregant.

3 THE COURT: You had something you wanted  
4 to say, Rabbi?

5 RABBI RODMAN: Your Honor, I just want to  
6 clarify one issue. Desert Torah Academy is a  
7 separate issue from Young Israel, and we have not  
8 asked for a court order for anyone to be off of our  
9 property. I, first of all, do want to clarify that;  
10 however, obviously I want to protect my children  
11 very much. And I happen to be on pretty good terms  
12 with Mr. Vann, I would like to suggest a solution.

13 THE COURT: I wish you would. And I think  
14 the Rabbis can probably settle this the best between  
15 them. All right.

16 RABBI RODMAN: He has my cell phone  
17 number. Every time if he -- first of all, his wife  
18 Shirley can bring the kids to school. If not, if he  
19 brings the kids to school, he can call me from a  
20 block away, and I will personally meet his children,  
21 escort them to school. And at the end of the day, I  
22 will personally escort them back to his car so he  
23 doesn't have to come on our property. And his  
24 children can attend the school, and everyone can be  
25 safe and happy. I will take that upon myself to do



1 that. You know, of course, some days I am not  
2 there, but I am there 95 percent of the time. He  
3 can just call me and I will escort the children onto  
4 our property.

5 MS. WYNE: Right now the restraining order  
6 that my husband has includes Desert Torah Academy.  
7 It does not matter if he gets --

8 THE COURT: But that is separate from the  
9 synagogue?

10 MS. WYNE: But every morning and afternoon  
11 we have to see him. And he came and sped towards us  
12 in the parking lot there, and he also chased after  
13 Michelle with witnesses we have. And he has done  
14 very dangerous things. And to be a block away from  
15 the school, to me, is also very dangerous. And his  
16 wife, his wife could easily take the kids to school.  
17 There's no reason he should be there.

18 THE COURT: What do you have to say?

19 MR. VANN: I would like her sworn if she  
20 is going to give testimony. I would like to have  
21 cross-examination. Please swear her in and let her  
22 take the stand.

23 THE COURT: What do you have to say?

24 MS. HALABE: I just want to tell you that  
25 I spoke this morning to --

1 THE COURT: I need you to be sworn in too.  
2 Unless I am mistaken, this is my courtroom, but I  
3 will swear in who I want to swear in.

4  
5 MICHELLE HALABE,  
6 having been first duly sworn, was  
7 examined and testified as follows:

8  
9 THE COURT: What do you have to say?

10 MS. HALABE: I just want to say that this  
11 morning I spoke with Sergeant Kosmides who's been  
12 helping us with this. She's come out and is sending  
13 detectives out. And she wanted to come, but she  
14 says she has to be subpoenaed, and I didn't know  
15 this was going to be a big deal. I thought I was going  
16 to come in and be alone. I just don't want him  
17 around any of my kids or me. I am afraid for my  
18 life.

19 THE COURT: How do you keep him away from  
20 the school?

21 MS. HALABE: I think the Rabbi had a good  
22 solution by having either his wife drop off the kids  
23 and take them or having the Rabbi have him call the  
24 Rabbi and drive them back and forth. You know, he  
25 can easily stay away from the schul and still have

1 their kids go to school there.

2 THE COURT: I think it's very reasonable  
3 for the Rabbi to have made that offer. What do you  
4 think?

5 MR. VANN: I believe it's reasonable for  
6 the Rabbi to make the offer. But, first of all, I  
7 would still again like Mrs. Wyne to be sworn in and  
8 afforded cross-examination.

9 Second of all, I earn my livelihood  
10 supplying kosher food throughout the entire  
11 community and that includes the kitchen at the  
12 school at Arville.

13 THE COURT: You're going to have to get  
14 somebody to deliver it to the school.

15 MR. VANN: If it weren't for me, every  
16 person coming to Comdex won't eat, every person  
17 coming to the jewelry convention won't eat.

18 MS. WYNE: Your Honor, there is other  
19 kosher caterers in town.

20 THE COURT: I know.

21 MR. VANN: I'm not simply a caterer, I am  
22 the wholesaler.

23 MS. WYNE: What we're talking about, if  
24 you look into his background, please, in the other  
25 places he's lived, they have sent him away, the

1 other Rabbis in New York.

2 MRS. VANN: That's wrong, that is a lie.

3 MS. WYNE: In New York, Rabbi Pearl in  
4 New York --

5 MRS. VANN: That is a lie. Where is your  
6 affidavit? Where's your affidavit? It's a lie.

7 She can't -- that's hearsay.

8 MS. WYNE: Look into his arrest records.

9 THE COURT: Let's do this: Do you have  
10 anything you could submit to the Court?

11 MS. WYNE: And he lives a couple blocks  
12 away from the synagogue.

13 THE COURT: It's in the folder?

14 MR. VANN: Can I ask, again, to please  
15 swear her in?

16 THE COURT: This isn't your courtroom, it  
17 is my courtroom.

18 MS. WYNE: And my husband knew he wasn't  
19 asked to come down here because this was Michelle's  
20 restraining order. And so my husband would have  
21 gladly been here along with any other witnesses we  
22 would need.

23 THE COURT: Let me read through.

24 MS. WYNE: There is a polo match  
25 association who he has been harassing who's also

1 right now in the process of trying to figure out  
2 what to do with him.

3 THE COURT: It would seem to me that  
4 there, through the hierarchy of the Jewish religion,  
5 and correct me if I'm wrong, Rabbi, that you guys  
6 can take some religious action; is that right? Is  
7 that possible?

8 MS. WYNE: Yes, my husband --

9 RABBI RODMAN: Absolutely, yes, but not  
10 protective --

11 THE COURT: I will handle the protective  
12 order. But I am saying religiously there should be  
13 some way to handle this, Rabbi.

14 RABBI RODMAN: Absolutely, there are many.

15 THE COURT: That is truly what should  
16 happen with this. And it doesn't sound like, to me,  
17 Mr. Vann, you're very reasonable. Your wife is  
18 angry. There's a lot of emotions in this. But from  
19 my religion that I have, if we have a beef with  
20 somebody in our religious area --

21 That's all right. I have children.

22 MR. VANN: Thank you, your Honor.

23 THE COURT: -- the head of our religious  
24 area handles the problem between the people  
25 religiously. I have a sense that you wouldn't

1 listen to them. I just have a sense. I don't know  
2 why, but I do, especially on having problems during  
3 religious times.

4 It says here on September 16<sup>th</sup>, on  
5 the Jewish High Holy Day, I mean, to me, that should  
6 be like you really need to have more protection on  
7 that day because people are trying to communicate  
8 with their God. And it sounds to me like you're an  
9 obstructionist, that you've had problems in other  
10 areas. You never had a problem in another area?

11 MR. VANN: Such as?

12 THE COURT: Pardon?

13 MR. VANN: Such as? I have never been  
14 convicted of a crime.

15 THE COURT: I didn't say you were  
16 convicted of any crime. You tell me, have you had  
17 problems with other Rabbis? The hesitation is the  
18 answer. The hesitation is the answer.

19 MR. VANN: This is great.

20 THE COURT: No, it is not the answer?

21 MR. VANN: Disagreements, yes.

22 THE COURT: It is.

23 MR. VANN: Can you clarify what you mean  
24 by problems?

25 THE COURT: I don't have to clarify. You

1 did it for me by your silence. Let me read this  
2 now.

3 September 16<sup>th</sup>, disrupting prayer  
4 service on the Jewish High Holy Day, Vann attempted  
5 a physical confrontation with a congregant both in  
6 the children's room and in the main sanctuary in  
7 front of the entire congregation.

8 Doesn't it embarrass you?

9 MR. VANN: It did not happen and there are  
10 people here --

11 THE COURT: Did it happen? Were you  
12 there? Just tell me yes or no if you were there. I  
13 mean, that's easy.

14 MR. VANN: I wasn't at that --

15 THE COURT: Okay. Was there anybody here  
16 at that time?

17 MS. WYNE: Yes. We had a babysitter who  
18 watches the children in the back children's room and  
19 as soon as I walked in, the babysitter from an  
20 agency came up to me and said there was a young man  
21 with an old man, and then we figured it out it was  
22 him and the Rabbi from Brooklyn, and they almost  
23 came to blows in front of the kids. And they said  
24 that it was obvious that the younger man was, you  
25 know, being aggressive towards the older man. The



1 children then reported that it was very scary. And  
2 the children that come in contact with him are  
3 afraid of him.

4 And I have also seen him in the past,  
5 he picked up a child who lives in Memphis now and  
6 shook him. And another time he pushed a child.  
7 There was a kid in the shul who through a bug at  
8 him. He pushed his face down at this bug and  
9 threaten he was going to make him eat it. And all  
10 the children witnessed this. And I have seen the  
11 way he treats his own children, who are very sweet  
12 children, and he treats them like garbage in front  
13 of us.

14 THE COURT: He again was trespassed on  
15 October 5th. Metro was dispatched. Metro warned  
16 you at that time not to come on the property?

17 MR. VANN: I'm sorry, which day?

18 THE COURT: October 5th. And then you  
19 returned later?

20 MR. VANN: No, I didn't see Metro on  
21 October 5th at all.

22 MS. HALABE: He slammed the door in  
23 Sergeant Kosmides' face when they wanted to talk to  
24 him.

25 THE COURT: He again was trespassed

1 October 12 and threatened as he saw Metro being  
2 dispatched from the scene. After fleeing the  
3 synagogue, he went to the Rabbi's house located at  
4 1805 Grand Rodeo, Las Vegas, waited for the Rabbi's  
5 wife and small children to come out. As they walked  
6 to the synagogue, Mr. Vann chased after them,  
7 approached them, and verbally harassed them. Later  
8 he stalked the synagogue in the afternoon.

9 October 18<sup>th</sup>, he stalked the Rabbi's mother-in-law  
10 and child in the parking lot of Albertson's on Fort  
11 Apache and Sahara, verbally assaulting her.

12 I apologize for not knowing  
13 everything about your religion, but is there a Rabbi  
14 that's like a over the Las Vegas area?

15 MS. WYNE: Before thinking about filing  
16 any restraining orders, we called.

17 THE COURT: I just need an answer. Is  
18 there a Rabbi that advises over the whole area?

19 RABBI RODMAN: No.

20 THE COURT: No?

21 MS. WYNE: But there is a Rabbi in  
22 California who is a great Rabbi who everyone knows,  
23 Rabbi Union. And my husband called him to see if he  
24 could settle the matter. And he said based on  
25 Yaakov Vann's history, Yaakov Vann would not listen

1 to any rabbi or religious court so that he could not  
2 help us, so we would have to go -- he recommended to  
3 my husband that we would have to go the civil route  
4 to go, you know, a secular court for this.

5 MR. VANN: Your Honor, besides that being  
6 hearsay, I called Rabbi Union and Rabbi Best myself.  
7 I know Rabbi Best. I have learned daily with Rabbi  
8 Best. I went to his congregation. He won't testify  
9 that I disrupted his congregation. Rabbi Rodman in  
10 the back --

11 THE COURT: What about the other rabbi?

12 MS. WYNE: There is Rabbi Pearl in  
13 New York.

14 THE COURT: No, in California.

15 MS. WYNE: That is Rabbi Union, the one I  
16 just told you.

17 THE COURT: What about Rabbi Union? Have  
18 you contacted Rabbi Union?

19 MR. VANN: I don't know who he is. I  
20 spoke to him on the phone because in charge of the  
21 Jewish court in California. They won't take the  
22 case. Her husband, Mrs. Wyne's, has been before  
23 that court already when he got fired from the other  
24 congregation in this town.

25 MS. WYNE: Rabbi Union, we tried to go

1 through Rabbi Union, but there is another Rabbi in  
2 Long Beach, California, Rabbi Newman, who's the head  
3 of the Hebrew Academy where Rabbi Rodman used to  
4 work, and he also had a lot of trouble with Yaakov  
5 Vann. And then there's the Rabbi before that in  
6 New York, Rabbi Pearl.

7 MR. VANN: Your Honor, this is all  
8 hearsay. I have witnesses I would like to call.

9 THE COURT: I want affidavits. I want  
10 affidavits from everybody if we're going to do this  
11 by affidavit. I want to pass this 30 days. You are  
12 to stay away. You're not even to go close. And I  
13 am going to call the sergeant, and if you're close,  
14 I want you arrested without bail. You'll be held  
15 until I can hear the case. I don't want you near  
16 that place during this 30-day period.

17 I want affidavits from everybody,  
18 sworn affidavits. If you can get them from the  
19 Rabbis, get them from the Rabbis. We're going to  
20 pass this 30 days. If there's any problems, I am  
21 calling the sergeant, and I want you arrested.

22 MS. WYNE: Your Honor, one of the problems  
23 that we have run into is this is what the Rabbis  
24 have told us, the Rabbi in New York says Yaakov Vann  
25 is known for suing everyone. So the Rabbi in

1 New York said, you know, if needed, I will put it in  
2 writing for you, he said. But he sues everyone.  
3 The Rabbi in Long Beach is afraid of being sued.  
4 Chabad is afraid of being sued. Peccole Ranch  
5 Association is dealing with a lawsuit. All he does  
6 is sue people. And everyone is afraid that they are  
7 going to be sued by him.

8 THE COURT: Well, we're going to take a  
9 stand. Somebody in here, your husband, someone's  
10 going to have to give me an affidavit.

11 MS. WYNE: Well, my husband --

12 THE COURT: I mean, lawsuits may happen.  
13 How far do you live from the synagogue?

14 MR. VANN: I intentionally bought the  
15 closest home because all I have to do is just walk  
16 to synagogue. They don't drive.

17 THE COURT: I understand.

18 MR. VANN: And I wanted to be part of the  
19 community. They accepted my membership, they  
20 accepted my checks, lots of donations. I also  
21 worked in their kitchen. I have the checks showing  
22 that I paid for the certification on the kitchen, on  
23 my food products that I deliver to hotels.

24 THE COURT: I'm going to look at all of  
25 this paperwork you submitted.

1                   Is there anything you want to submit  
2 to me? I will look at it. I want anything anybody  
3 in the congregation wants to submit to me and in  
4 affidavit form, 30 days. But you stay away.

5                   MR. VANN: Your Honor, that's unfair to my  
6 witnesses that have come today to testify that they  
7 have -- to not get heard and have to come back at  
8 another time. And it's fair for affidavits which  
9 you know are not subject to cross-examination? I  
10 saw this affidavit. It doesn't even allege  
11 firsthand knowledge. And, in fact, none of it is  
12 firsthand knowledge.

13                  THE COURT: This protective order will go  
14 into effect.

15                  Call Kathy. It's in effect. You are  
16 to stay away, five blocks. If you have to move, you  
17 move. It's in effect.

18                  MS. WYNE: He lives two blocks --

19                  THE COURT: I wanted to do it civilly and  
20 do some more research into it. I'm satisfied that  
21 you're a threat to those people, and I'm going to  
22 put in the affidavit.

23                  Now the protective order is there.  
24 You have now convinced me that it needs to be there  
25 because I think you're crazy.

1 Thank you.

2  
3 (Whereupon, the proceedings were concluded.)  
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THERESE FERRIOLA  
OFFICIAL COURT REPORTER  
(702) 455-3048

1 STATE OF NEVADA )  
2 ) ss.  
3 COUNTY OF CLARK )

4 I, THERESE FERRIOLA, a duly  
5 commissioned limited notary public and certified  
6 court reporter, County of Clark, State of Nevada, do  
7 hereby certify:

8 That the attached proceedings were  
9 reported by me to the best of my ability to hear due  
10 to the presence of a child screaming uncontrollably.

11  
12 That I thereafter transcribed my said  
13 shorthand notes that were taken at the time to the  
14 best of my ability to hear and identify the words  
15 being said over the child's screams.

16  
17 I further certify that I am not a  
18 relative or employee of an attorney or counsel  
19 involved in said action, nor a person financially  
20 interested in said action.

21  
22 DATED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2002.

23  
24 -----  
25 THERESE FERRIOLA, CCR #314

THERESE FERRIOLA  
OFFICIAL COURT REPORTER  
(702) 455-3048



TRAN  
CASE NO. PROTECTIVE ORDER

IN THE JUSTICE'S COURT OF LAS VEGAS TOWNSHIP  
COUNTY OF CLARK, STATE OF NEVADA

RABBI LORNE WYNE,  
Plaintiff,

vs.

YAAKOV VANN,  
Defendant.

**COPY**

CASE NO. 02PO0996X

**REPORTER'S TRANSCRIPT**

**OF**

**PROCEEDINGS**

**BEFORE THE HONORABLE DOUGLAS SMITH  
JUSTICE OF THE PEACE**

TUESDAY, NOVEMBER 19, 2002

**APPEARANCES:**

For the Plaintiff: IN PROPER PERSON

For the Defendant: IN PROPER PERSON

Reported by: Therese Ferriola, CCR #314

THERESE FERRIOLA  
OFFICIAL COURT REPORTER  
(702) 455-3048

1 LAS VEGAS, NEVADA, NOVEMBER 19, 2002, 9:00 A.M.

2

3 \* \* \* \* \*

4

5 THE COURT: I have a quick protective  
6 order. It is not going to take long.

7 Rabbi, is it Wyne?

8 RABBI WYNE: Yes.

9 THE COURT: Come up on this side.

10 Yaakov Vann on this side.

11 This is Case 02PO-996. I took all of  
12 the testimony that I need, Mr. Vann. I don't need  
13 any more testimony. My intent was when they filed  
14 the motion to include the Rabbi in the protective  
15 order, I granted that with reviewing the documents  
16 only. I didn't think we needed more testimony. I  
17 believe we've heard all the testimony that I need to  
18 hear.

19 So the protective order will include  
20 you in it as well. But I intended that to happen.  
21 In fact, I left a note with my secretary that I  
22 believe it should happen; and when the paperwork  
23 came up, it got a new case number rather than the  
24 amendment to the protective order.

25 And I'm going to reiterate this

1 again: They don't want you at their synagogue. Do  
2 you understand that?

3 I notice you have been stalking us a  
4 little bit. And this is an open court. You have a  
5 right to come in. You haven't had a case on. You  
6 come in and you visit. And I'm sure you're looking  
7 at things in this department to figure out how to  
8 sue me, and that's fine.

9 But I also understand that you  
10 threatened one of the ladies out front. Be aware of  
11 this: If there's another threat, you're going to  
12 jail. Do you understand me? Do you understand me  
13 real clear? You will go to jail if there's another  
14 threat at my clerk out front. I will not have it.

15 Now, you don't have to listen to a  
16 rabbinical court, that's your choice, but you will  
17 listen to mine, or you'll go to jail. Do you  
18 understand?

19 MR. VANN: Yes, sir, I do.

20 THE COURT: Thank you. You're excused.

21 MR. VANN: I would just like to object on  
22 the record that the court case came back to this  
23 courtroom. I would also like to object that the  
24 last time when you're saying you don't need to hear  
25 any more testimony that you did not afford any

1 cross-examination in violation of my due process  
2 rights.

3 I specifically asked three times the  
4 last time I was before your Honor to swear in the  
5 witnesses, to afford me cross-examination, and you  
6 denied me that three times. And today, of course,  
7 you're denying any cross-examination.

8 THE COURT: I believe you are irrational,  
9 and I'm trying to protect the people of this  
10 community. That's what I'm trying to do. Thank  
11 you. You're excused. Do not threaten my clerks  
12 again.

13 Tom, escort him out.

14 The protective order is granted. You  
15 can wait for it. Sit on each side, wherever you  
16 want to sit.

17 Get Kathy in here to get the changes  
18 made. Thank you.

19 RABBI WYNE: Your Honor, your Honor, on  
20 Sunday evening, just a point of clarification, for  
21 myself --

22 THE COURT: Identify yourself for the  
23 record.

24 RABBI WYNE: I'm Rabbi Lorne Wyne.

25 THE COURT: Okay.

1           RABBI WYNE: Okay. I have a protective  
2 order. This is just a point of clarification. On  
3 Sunday evening Mr. Vann knew that I was attending a  
4 fund-raising dinner for the school which our  
5 children go to. He knew I was attending. I was at  
6 the dinner. I was walking towards my table,  
7 somebody pushed me, a little push, and I turned  
8 around, and it was Mr. Vann. I did not call the  
9 police at that time. There were 400 people there.  
10 I did not want to taint their event. I moved away.  
11 He moved away. I filed an incident report  
12 yesterday. Is that -- did I conduct myself  
13 properly? How should I --

14           THE COURT: Absolutely. You shouldn't  
15 have self-help anyway. There wasn't a protective  
16 order in place for you. There will be.

17           Now, I'm a little offended that you  
18 would do that. I know you're after this Rabbi. I  
19 am offended that you're doing that, but that's  
20 between you and your God. But if it happens again,  
21 I'm going to have to put you in jail. Do you  
22 understand that?

23           MR. VANN: Sir, for the record, sir, I  
24 purchased my ticket before he did.

25           THE COURT: Are you arguing with this

1 Court?

2 MR. VANN: No, I'm just clarifying --

3 THE COURT: Do you understand me?

4 MR. VANN: -- for appeal, sir.

5 THE COURT: Do you understand me?

6 MR. VANN: Yes, I do, sir.

7 THE COURT: Thank you.

8 MR. VANN: I would like to clarify the  
9 record. As I said, I wasn't near him. He got  
10 pushed into me. I wasn't moving. I did nothing  
11 wrong, sir.

12 THE COURT: You stay away from this man.  
13 Do you understand me? Now, it's this way: If you  
14 see him in a department store, you see him in a  
15 grocery store, and you're there first, you'd better  
16 leave because you're the one that's going to get  
17 arrested because there's a protective order out  
18 against you.

19 And if it were me, I wouldn't want to  
20 be arrested. I wouldn't want this trouble.  
21 Apparently you want trouble, because you come to  
22 this courtroom, you're harassing my staff, you're  
23 harassing little clerks that make minimum wage.  
24 You're a bully. And I'm not going to have it  
25 because I will have to push back, and I can push a

1 little harder than you can push; is that clear?

2 MR. VANN: Yes, sir.

3 THE COURT: Thank you. All right. We  
4 have people that want to say things. You have to  
5 identify yourself for the record.

6 MRS. WYNE: Helene Wyne, the Rabbi's wife.  
7 Stand up?

8 THE COURT: Yes.

9 MRS. WYNE: The restraining order was in  
10 effect. We had one from the other judge.

11 THE COURT: But I have this protective  
12 order now.

13 MRS. WYNE: Okay. Thank you.

14 THE COURT: This one is in effect. I just  
15 expect that you're going to come to your senses,  
16 Mr. Vann, and not do this anymore. I don't know  
17 why. I just hope that you will.

18 The other rabbi had something he  
19 would like to say.

20 RABBI RODMAN: Your Honor, I just want to  
21 ask you, I keep on getting served subpoenas by  
22 either of them. I am the principal of the school,  
23 Rabbi Rodman.

24 THE COURT: Why don't you guys leave him  
25 alone? Leave the Rabbi alone.

1                   Who keeps issuing subpoenas, Rabbi?

2                   RABBI RODMAN: His wife and him. I just  
3 want to clarify.

4                   THE COURT: Mr. Vann.

5                   RABBI RODMAN: So do I have to honor those  
6 subpoenas from now on?

7                   THE COURT: Well, who's signing the  
8 subpoenas?

9                   RABBI RODMAN: Him, he is.

10                  THE COURT: You don't have to honor  
11 anything he's signed.

12                  MR. VANN: It's stamped by the clerk.

13                  THE COURT: If a judge signs it or if an  
14 attorney signs it, call my office.

15                  RABBI RODMAN: Yes, your Honor.

16                  MR. VANN: They are stamped by the clerk,  
17 your Honor.

18                  THE COURT: Why are you subpoenaing his  
19 records again? I thought we talked about it.

20                  MR. VANN: I didn't subpoena any records,  
21 sir.

22                  THE COURT: Why are you subpoenaing him?

23                  MR. VANN: Because this is supposed to be  
24 a hearing where witnesses testify. That's the  
25 normal course of things, unfortunately, your Honor.



1 THE COURT: I just want to protect the  
2 people, and it sounds to me like you're just being  
3 irrational. Now, what do you subpoena them for if  
4 there's no other hearings?

5 MR. VANN: Well, there was supposed to be  
6 a hearing today. I got a letter for a hearing  
7 today, sir.

8 THE COURT: I don't need to hear any more.  
9 I've heard enough.

10 MR. VANN: Well, actually, sir --

11 THE COURT: This isn't one where you're  
12 going to go to jail, unless you violate it. This is  
13 one where I'm trying to keep peace in the community.  
14 I'm just trying to keep peace, and you seem to be  
15 fighting that.

16 MR. VANN: I'm fighting?

17 THE COURT: That's fine. You can fight it  
18 all you want. But if you violate the protective  
19 order, then I have to then use my powers, and I  
20 will, I expect, unless you take it to the District  
21 Court, granted, let them make the decision, let them  
22 hear you. I have heard plenty with affidavits and  
23 with the documents and the people that were in this  
24 court that you are acting irrational.

25 You have acted irrational here.

1 You're in this court some days. Again, it's an open  
2 court. You're looking for stuff probably. I don't  
3 care.

4 But I'm telling you that if you  
5 violate the protective order, I'm going to have you  
6 arrested. Do you understand that?

7 MR. VANN: Yes, I understand that.

8 THE COURT: Okay. Thank you. It's in  
9 effect. See you guys. Wait so that this new  
10 protective order can be issued.

11 MR. VANN: Sir, I would also like to state  
12 for the record that as much as you want to protect  
13 people in the community, and I have no interest in  
14 Mr. Wyne or anyone else from that congregation --

15 THE COURT: I don't know Mr. Wyne from --

16 MR. VANN: I have no interest in him. I  
17 have no interest in anyone from the congregation  
18 that doesn't want to have any interest in me.  
19 There's still requirements for a protective order to  
20 be in place which have not been met. There's been  
21 no prima facie case on the record for a protective  
22 order to have been issued, especially to deprive me  
23 of my livelihood, to take me away from my business,  
24 to take me away from dropping my kids off at school  
25 has nothing to do with the situation going on. That

1 is uncalled for. There's no prima facie case on the  
2 record for that.

3 THE COURT: Appeal it if you like. It's  
4 coming back here if they deny it, and we'll have  
5 another hearing. I have heard plenty. I've seen  
6 your actions in court.

7 MR. VANN: Your Honor, we don't have any  
8 sworn testimony, your Honor.

9 THE COURT: I have seen your actions in  
10 court. I mean, I'm tempted to put you in custody  
11 right now, real tempted.

12 MR. VANN: Thank you.

13 THE COURT: I would ask that you leave my  
14 courtroom now. Stay out in the hall so you can be  
15 served this document.

16 And then you folks, if you will wait  
17 here.

18 RABBI WYNE: Okay. Your Honor, would you  
19 like to hear from Sergeant Kosmides who's taken --

20 DETECTIVE KOSMIDES: Detective Honor, we  
21 have so many event numbers with him, and I think  
22 this is going to take a turn for the worse  
23 personally because I have been out on so many event  
24 numbers.

25 THE COURT: We are going to start from

1 now, because I don't have the protective order for  
2 this Rabbi, but I have the cases all in front of me.  
3 If there's a problem, arrest him.

4 DETECTIVE KOSMIDES: Okay.

5 THE COURT: And then we will deal with it  
6 that way.

7 (Break in the proceedings.)

8 THE COURT: What we're going to do,  
9 Mr. Vann, I have been informed and I didn't realize  
10 there was a protective order from the Rabbi against  
11 you, we're going to have a hearing on Friday. Now,  
12 any witnesses, who would you like here?

13 MR. VANN: He just left, the witness.

14 THE COURT: I will have him here on  
15 Friday.

16 MR. VANN: Rabbi Harlig, Rabbi Rodman. I  
17 think Rabbi Everett is out of town though.

18 THE COURT: Friday we're going to have a  
19 hearing whether I should put you in jail if you  
20 violated the protective order. So I would hire a  
21 lawyer if I were you. We'll have a hearing, we'll  
22 have sworn testimony from both sides, and we will  
23 have a determination if you violated this protective  
24 order. So make sure you have witnesses.

25 And if you need help getting

1 witnesses, I'll get them here for Friday.

2 So those whose names have been  
3 mentioned, please be here Friday at 8:30. We'll  
4 have a hearing.

5 MR. VANN: So --

6 THE COURT: We're going to have the  
7 hearing on whether you violated the protective  
8 order. Okay. You probably should have a lawyer  
9 here. You sound pretty educated though, like you  
10 know the court system. Are you going to represent  
11 yourself?

12 MR. VANN: Don't know.

13 THE COURT: How far did you go in school?

14 MR. VANN: Pretty far.

15 THE COURT: How far?

16 MR. VANN: Past college.

17 THE COURT: To what?

18 MR. VANN: Graduate degree.

19 THE COURT: In what?

20 MR. VANN: Law.

21 THE COURT: So you have a law degree.  
22 From where?

23 MR. VANN: Yes, sir.

24 THE COURT: From where?

25 MR. VANN: Whittier Law School.

1 THE COURT: You know, that's a great  
2 school, great people come from Whittier.

3 MR. VANN: Former president.

4 THE COURT: No, he didn't go to Whittier  
5 Law School.

6 MR. VANN: You went to Whittier.

7 THE COURT: I went to Whittier, good law  
8 school.

9 See you back here Friday. If you  
10 need to bring a lawyer, fine. If you don't, you're  
11 a trained lawyer, you can handle it yourself.

12 We're going to have an extensive  
13 hearing starting Friday. You bring all your  
14 witnesses, Rabbi Wyne.

15 And you bring your witnesses.

16 And we're going to have a hearing on  
17 whether this was violated. You understand the scope  
18 of the case is just whether this was violated.  
19 Okay? Thank you.

20 MR. VANN: The Court's going to subpoena  
21 the witnesses?

22 THE COURT: Pardon?

23 MR. VANN: The Court's going to subpoena  
24 the witnesses?

25 THE COURT: What witnesses do you want?

1 MR. VANN: Rabbi Harlin, also Rabbi Lynn  
2 (phonetic), Rabbi Granite (phonetic), Mrs. Granite  
3 (phonetic), Johnny Siegelstein, Rabbi Siegel  
4 (phonetic), Mrs. Siegel, Mrs. Goldenblatt  
5 (phonetic).

6 THE COURT: Why are all of these people  
7 necessary?

8 MR. VANN: They were all there.

9 THE COURT: To whether you violated this?

10 MR. VANN: They were all there.

11 THE COURT: Make sure, if you have a  
12 problem, we will deal with it then; you heard all of  
13 their names, make sure as many of those people can  
14 be here. And if we have problems, then we will  
15 issue more subpoenas at that point.

16 MR. VANN: I would also like Bob Aaron  
17 (phonetic) to be here.

18 THE COURT: Well, we'll start the hearing.

19 MR. VANN: Rabbi Weiser (phonetic),  
20 Mrs. Weiser (phonetic).

21 THE COURT: You're not going to have  
22 everybody in the phone book. Sorry.

23 MR. VANN: These were people, reputable  
24 witnesses that were there.

25 THE COURT: Okay. Thanks. See you on

1 Friday, 8:30.

2  
3  
4 \* \* \* \* \*  
5 Attest: Full, true, accurate transcript of proceedings.

6   
7 THERESE FERRIOLA, CCR #314  
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THERESE FERRIOLA  
OFFICIAL COURT REPORTER  
(702) 455-3048



# Justice Court, Las Vegas Township

CLARK COUNTY, NEVADA

Nov 8 11 57 AM '02

JUSTICE COURT  
LAS VEGAS NEVADA  
BY \_\_\_\_\_  
DEPUTY

MICHELLE KALABE Plaintiff,

—VS—


Case No. 02 1002983X

YAAKOV VANN Defendant.

## NOTICE OF APPEAL

The DEFENDANT in the above entitled matter appeals to the District Court, Clark County, Nevada, from the judgment entered on the 8 day of NOVEMBER, 2002 in the above entitled Court.

DATE: 11/5/02



YAAKOV VANN

Appellant 2009 MADAGASCAR LANE  
(type address) LAS VEGAS NV 89117

## CERTIFICATION OF MAILING

The undersigned certifies that on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, a copy of the foregoing Notice of Appeal was mailed to \_\_\_\_\_ at \_\_\_\_\_ by depositing a copy in the United States Mail in an addressed sealed envelope, postage prepaid.

DATE: \_\_\_\_\_

\_\_\_\_\_

FILED

**CONFIDENTIAL**

Nov 8 11 57 AM '02

JUSTICE COURT  
LAS VEGAS NEVADA  
BY \_\_\_\_\_  
DEPUTY

YAAKOV VANN

(your name)

2005 MADAGASCAR LN

(your street address)

LAS VEGAS NV 89112

(your city, state, and zip code)

702 804-0351

(your phone number)

IN PROPER PERSON

**JUSTICE COURT, LAS VEGAS TOWNSHIP**

**CLARK COUNTY, NEVADA**

JUSTICE COURT

Plaintiff

vs

YAAKOV VANN

Defendant.

Case No

Dept No

02PO0983X

JUSTICE CT 2

**APPLICATION TO PROCEED  
IN FORMA PAUPERIS  
RELATING TO**

JPO

Pursuant to NRS 65 040 and NRS 12 015, and based on the following Affidavit, I request permission from this Court to proceed without paying court costs or other costs and fees as provided in NRS 12 015 because I lack sufficient financial ability

**CONFIDENTIAL****AFFIDAVIT**

STATE OF NEVADA       )  
                                   )  
 COUNTY OF CLARK       )       ss

I, YAAKOV VANN, after being duly sworn, depose and  
 (your name)  
 state as follows

I wish to file with this Court the concurrently submitted Affidavit I cannot pay the costs of this action because I lack sufficient income, assets, or other resources

Including myself, there are 2 adults and 3 children in my household

My total monthly income is (please enter information below) :

Monthly Income earned by household from work

\$ 0

Monthly Income from ADC, Welfare, Clark County Social Services, Unemployment Benefits, Workers Compensation, Child Support (that you receive) or Social Security

\$ 0 MY SPOUSE'S UNEMPLOYMENT IS ABOUT TO BE WAS ENDED.

Other Income:

WE HAD A KOSHER LOAN

\$ 0

(Type of Income) HOUSEHOLD OUT WAS JUST ENDORSE FROM CREDIT TO

\$ 0

(Type of Income) MY BEHVEST CUSTODIAN AND PLACE WERE 95% DONE

My total household monthly income is

\$ 0  
 (Total from above lines)

SALLES TAKE PLACE.

# CONFIDENTIAL

The following represents a list of my assets and their value

		<u>Value</u>	<u>Loan Balance</u>
Car	<u>NONE</u> (Year and type of car)	\$ _____	\$ _____
Mobile Home, House, or Other Real Estate	<u>NONE, I LIVE WITH (Size, type, A REMAINS and/or year of home) HOUSE</u>	\$ _____	\$ _____
Bank Accounts	<u>ASIANA CREDIT</u> (Name of bank and type of account)	\$ <u>1400</u> <u>DUT HAVE</u> <u>TO PAY</u> <u>UNLESS 6 EXPENSES</u> <u>THIS MONTH</u>	\$ _____
Other	_____	\$ _____	\$ _____
	_____	\$ _____	\$ _____
	_____	\$ _____	\$ _____

My total monthly expenses are:

Rent	\$ _____
Phone, Gas, Electricity, and Other Utilities	\$ <u>200</u>
Food	\$ <u>800</u>
Child Care	\$ _____
Insurance	\$ <u>250</u>
Medical	\$ _____
Transportation	\$ <u>50</u>
Other	\$ <u>STUDENT LOANS I</u> <u>EX CLUD OF \$100,000</u>

(List other expenses)

TOTAL MONTHLY EXPENSES

\$ 1300 PLUS SEVERAL HUNDREDS  
(Total from above lines) for STUDENT  
LOANS  
NOT 2 HUND  
AFFILIANT (your signature) [Signature] NO MORE  
FOR PAY  
THOSE

**THIS FORM MUST BE NOTARIZED OR ACCOMPANIED BY THE APPROPRIATE UNSWORN DECLARATION**

<p>SUBSCRIBED and SWORN to before me this ____ day of _____, 2000</p> <hr/> <p>Notary Public</p>	<p>(A) If executed in Nevada, please complete the following</p> <p>AI declare under penalty of perjury that the foregoing is true and correct @</p> <p>Executed on <u>10/5/02</u> (Date)</p> <p><u>[Signature]</u> (Signature)</p> <p>(B) If executed outside of Nevada, please complete the following</p> <p>AI declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct @</p> <p>Executed on _____ (Date)</p> <p>_____ (Signature)</p>
--	--

## ORDER OF THE COURT

**The Application is hereby denied.**

\_\_\_\_\_  
**Justice of the Peace**

\_\_\_\_\_  
**Date**

**The Application is hereby granted**

The Clerk of the Court shall allow Affiant to appear in this action without paying costs, charges, or fees, and the Clerk shall file or issue any necessary writ, process, pleading, or paper without charge

IT IS FURTHER ORDERED that the Constable or Sheriff or any other appropriate public officer within the State shall make personal service of any necessary writ, process, pleading, or paper without charge

IT IS FURTHER ORDERED that if Affiant's financial condition improves during the pendency of this action such that costs, charges, and fees can be paid from that point forward, Affiant shall immediately inform the Court as to that fact

\_\_\_\_\_  
**Justice of the Peace**

\_\_\_\_\_  
**Date**

**JUSTICE COURT, LAS VEGAS TOWNSHIP**  
**CLARK COUNTY, NEVADA**

STATE OF NEVADA,

Plaintiff,

vs.

Yaakov Vann,

Defendant

) Case No.: 02P00996X

) Dept No: 2

) **ORDER FOR SUMMARY PUNISHMENT**  
 ) **OF CONTEMPT COMMITTED IN THE**  
 ) **IMMEDIATE VIEW AND PRESENCE**  
 ) **OF THE COURT**

WHEREAS NRS 74.040 declares that A(a) justice of the peace may punish for contempt for the same acts or omissions, in the same manner and with the same effects as is provided for judges in chapter 22 of NRS, and

WHEREAS NRS 22.030 declares that when a contempt is committed in the immediate view and presence of the court or judge at chambers, it may be punished summarily, for which an order shall be made, reciting the facts as occurring in such immediate view and presence, adjudging that the person proceeded against is thereby guilty of a contempt and that he be punished as therein prescribed, and

WHEREAS, on the and day of April, 2003, in open court and while court was in session appeared

NAME: Yaakov Vann, who was a

☒ PARTY ( ) WITNESS ( ) SPECTATOR, and such individual committed the following act(s) in the immediate view and presence of the court:

☒ Disorderly, contemptuous or insolent behavior toward the judge while he/she is holding court, or engaged in his judicial duties at chambers.

☒ A breach of the peace, boisterous conduct or violent disturbance in the presence of the Court, or in its immediate vicinity, tending to interrupt the due course of the trial or other judicial proceeding.

☐ Refusing to be sworn or answer as a witness.

☐ Disobeying a lawful writ/order/rule/process issued by the court/judge at chambers.

☐ \_\_\_\_\_

and WHEREAS such conduct

☐ Demeaned the Court,

☐ Derogated the authority of the Court

☒ Interfered with the orderly administration of justice,

☐ A came into of disrupting a full courtroom late.

and required immediate vindication by the Court to preserve order and respect.

Based upon the above findings, \_\_\_\_\_

Is guilty of a direct contempt. The contemnor, when asked if he/she had anything to say as to why sentence should not be pronounced, replied: \_\_\_\_\_

The Court then determined that: A was in Contempt.

Therefore, **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that the contemnor is hereby sentenced to the following punishment:

☐ A fine in the amount of \_\_\_\_\_ (\$500.00 or less) and/or

☐ Imprisonment for 25 Stat. Check 3 dep. days. (25 or less)

DATED this 2 day of April, 2003.

[Signature]  
JUSTICE OF THE PEACE



# Justice Court, Las Vegas Township

## MINUTE ORDER

CASE NO. 02PO0996X

PAGE FIVE

RABBI LORNE YITZCHAK WYNEYAAKOV VANN

Plaintiff

Defendant

DATE, JUDGE,  
OFFICERS OF  
COURT PRESENT

HEARING

CONTINUED TO

APRIL 3, 2003 J. SMITH P. DUBOWSKY, ESQ FOR PLAINTIFF R. BKAER, PD FOR DEFENDANT P. FERRIOLA, CR M. KRAUS, CLK	TIME SET FOR TEMPORARY ORDER FOR PROTECTION HEARING PLAINTIFF PRESENT IN COURT DEFENDANT PRESENT IN COURT **IN CUSTODY** DEFENDANT RELEASED DEFENDANT TO STAY AWAY FROM VICTIMS PASSED BY COURT	4/24/03 8:30 #2          MRK
APRIL 7, 2003	COURT ORDERS MATTER RE-SET FOR 5/6/03 8:30 #2 PLAINTIFF, DEFENDANT, R. BAKER, PD, AND P. DUBOWSKY, ESQ TO BE NOTIFIED OF NEW DATE	         MRK
APRIL 7, 2003	P. DUBOWSKY ESQ FOR PLAINTIFF NOTIFIED BY PHONE/cb R. BAKER, PD FOR DEFENDANT NOTIFIED BY VOICE MAIL MSG/cb	
APRIL 10, 2003	ORDER FOR TRANSCRIPTS FILED	cmc
APRIL 10, 2003	REPORTER'S TRANSCRIPT OF PROCEEDINGS FILED	cmc
MAY 6, 2003 J. SMITH P. DUBOWSKY, ESQ FOR PLAINTIFF B. MILLER, PD FOR DEFENDANT P. FERRIOLA, CR M. KRAUS, CLK	TIME SET FOR TEMPORARY ORDER FOR PROTECTION HEARING PLAINTIFF PRESENT IN COURT DEFENDANT PRESENT IN COURT SUPPLEMENTAL MEMORANDUM OF POINTS & AUTHORITIES FILED IN COURT COURT RELIEVES PUBLIC DEFENDER FROM REPRESENTING THE DEFENDANT DEFENDANT REQUESTS COURT APPOINTED COUNSEL DEFENDANT FILLED OUT PUBLIC DEFENDER BLUE FORM DA TO DO BACKGROUND INVESTIGATION ON DEFENDANT	5/8/03 9:30 #2
	PASSED BY COURT FOR COURT APPOINTED COUNSEL AND FOR COURT TO RECUSE SELF AND TRANSFER CASE TO HENDERSON JUSTICE COURT FOR ALL ALL FURTHER HEARINGS E. LALLY, ESQ NOTIFIED/mrk	         MRK

## MINUTES - PROTECTIVE ORDER

PAGE FOUR

YAAKOV VANN

Defendant

CONTINUED TO

jd

jd

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4/2/03 9:00 #2

PUBLIC DEFENDER APPOINTED TO REPRESENT THE DEFENDANT - PUBLIC

~~DEFENDER DECLINES TO ACCEPT THE APPOINTMENT PD IS ORDERED~~  
TO TAKE THE APPOINTMENT

MRK

4/3/03 8:30 #2

~~ORDER FOR SUMMARY PUNISHMENT OF CONTEMPT COMMITTED IN THE~~

R. BAKER, PD, PLAINTIFF AND PLAINTIFF'S ATTORNEY TO BE NOTIFIED/

MRK

JC-28 (TPO)  
Rev. 07/99

# Justice Court, Las Vegas Township

## MINUTE ORDER

CASE NO. 02P00996X

PAGE THREE

RABBI LORNE YITZCHAK WYNE

YAAKOV VANN

Plaintiff

Defendant

DATE, JUDGE,  
OFFICERS OF  
COURT PRESENT

HEARING

CONTINUED TO

ANUARY 21, 2003 • SMITH • CREELMAN, CLK • FERRIOLA, CR • SIEGEL, ESQ.	TIME SET FOR TEMPORARY ORDER FOR PROTECTION HEARING PLAINTIFF NOT PRESENT IN COURT DEFENDANT NOT PRESENT IN COURT OFF CALENDAR	CMC
ARCH 17, 2003	MOTION FOR APPOINTMENT OF APPELLATE ATTORNEY AND REQUEST FOR PAYMENT OF COSTS FILED BY JAY L SIEGEL, ESQ, ATTORNEY FOR YAAKOV VANN  SET FOR HEARING PLAINTIFF NOTIFIED BY PHONE/jd DEFENDANT NOTIFIED BY COPY OF MOTION TO HIS ATTORNEY/jd	3-28-03 8:30 #2 jd
ARCH 20, 2003	PER JUDGE SMITH, THIS MATTER IS SET FOR HEARING PLAINTIFF NOTIFIED BY PHONE/jd J CHIP SIEGEL, ESQ, NOTIFIED BY PHONE/jd	3-21-03 8:30 #2 jd
MARCH 21, 2003 D. SMITH P. DUBOWSKY, ESQ AMICUS CURIAE FOR PLAINTIFF J. SIEGEL, ESQ FOR DEFENDANT J.D. HASTINGS, PD APPOINTED FOR DEFENDANT T. FERRIOLA, CR M. KRAUS, CLK	TIME SET FOR TEMPORARY ORDER FOR PROTECTION HEARING PLAINTIFF PRESENT IN COURT DEFENDANT PRESENT IN COURT MOTION BY DEFENSE FOR APPOINTMENT OF APPELLATE ATTORNEY, MOTION DENIED MOTION BY DEFENSE FOR PAYMENT OF COSTS, DENIED MOTION BY DEFENSE TO WITHDRAW AS ATTORNEY OF RECORD, GRANTED COURT ORDERS CASE RANDOMLY RE-TRACKED TO CHIEF JUDGE, DEPT 8 FOR #1 - DETERMINATION IF CASE IS CRIMINAL OR CIVIL #2 - IF JUDGE SMITH SHOULD RECUSE HIMSELF #3 - IF ANOTHER JUDGE SHOULD HEAR THE CONTEMPT HEARING COURT ORDERS TRANSCRIPTS OF 11/22/02 & TODAY (3/21/03) FUTURE COURT DATE (3/28/03 8:30 #2) - VACATED DEFENDANT TO STAY AWAY FROM VICTIMS PASSED BY COURT	4/1/03 8:30 #8 COURTROOM 2          MRK

## MINUTES - PROTECTIVE ORDER

# Justice Court, Las Vegas Township

## MINUTE ORDER

CASE NO. 02PO0996X  
PAGE TWO

RABBI LORNE YITZCHAK WYNE

YAAKOV VANN

Plaintiff

Defendant

DATE, JUDGE,  
OFFICERS OF  
COURT PRESENT

HEARING

CONTINUED TO

NOVEMBER 19, 2002 J. DABNEY FOR J. ABBATANGELO J. SILVAGGIO, CR AT PLAINTIFF'S (REQUEST) J. MCCREARY, CLK	TIME SET FOR TEMPORARY ORDER FOR PROTECTION HEARING PLAINTIFF PRESENT IN COURT DEFENDANT PRESENT IN COURT MOTION BY PLAINTIFF TO AMEND PROTECTIVE ORDER CASE TRANSFERED TO DEPT 2	MRK
NOVEMBER 19, 2002 J. SMITH J. FERRIOLA, CR J. KRAUS, CLK	TIME SET FOR TEMPORARY ORDER FOR PROTECTION HEARING PLAINTIFF PRESENT IN COURT DEFENDANT PRESENT IN COURT EXTENDED ORDER OF PROTECTION GRANTED PASSED BY COURT FOR HEARING	11/22/02 8:30 #2 MRK
NOVEMBER 22, 2002 J. SMITH J. SIEGEL, ESQ FOR DEFENDANT J. FERRIOLA, CR J. KRAUS, CLK	TIME SET FOR TEMPORARY ORDER FOR PROTECTION HEARING PLAINTIFF NOT PRESENT IN COURT DEFENDANT PRESENT IN COURT PASSED BY COURT FOR HEARING	12/20/02 8:30 #2 MRK
DECEMBER 20, 2002 J. SMITH J. SIEGEL, ESQ FOR DEFENDANT J. FERRIOLA, CR J. KRAUS, CLK	TIME SET FOR TEMPORARY ORDER FOR PROTECTION HEARING PLAINTIFFS PRESENT IN COURT DEFENDANT <del>PRESENT</del> IN COURT DEFENDANT SENTENCED TO 25 DAYS IN JAIL - SUSPENDED CONTINUED BY COURT FOR STATUS CHECK DEFENDANT TO STAY AWAY FROM PLAINTIFFS AND FAMILY DEFENDANT TO BE PRESENT ON NEXT COURT DATE PLAINTIFFS NOT TO BE PRESENT ON NEXT COURT DATE UNLESS FURTHER PROBLEMS	1/21/03 8:30 #2 MRK
JANUARY 8, 2003	REPORTER'S TRANSCRIPT OF 12-20-02 PROCEEDINGS FILED	jd

**MINUTES - PROTECTIVE ORDER**

# Justice Court, Las Vegas Township

## MINUTE ORDER

CASE NO. 02PO0996X

RABBI LORNE YITZCHAK WYNE

YAAKOV VANN

Plaintiff

Defendant

DATE, JUDGE,  
OFFICERS OF  
COURT PRESENT

HEARING

CONTINUED TO

OCTOBER 28, 2002	APPLICATION FOR A TEMPORARY ORDER FOR PROTECTION AGAINST HARASSMENT, STALKING AND AGGRAVATED STALKING FILED	jd
OCTOBER 29, 2002	TEMPORARY ORDER FOR PROTECTION GRANTED	jd
OCTOBER 30, 2002	SENT FOR SERVICE	jd
	COPY OF PROTECTION ORDER <b>FAXED</b> TO PLAINTIFF	jd
NOVEMBER 6, 2002	TEMPORARY ORDER FOR PROTECTION <b>SERVED</b> UPON DEFENDANT	jd
NOVEMBER 7, 2002	MOTION BY DEFENDANT TO <b>RESCIND</b> TEMPORARY ORDER FOR PROTECTION	jd
NOVEMBER 8, 2002	MOTION BY PLAINTIFF TO <b>AMEND</b> PROTECTION ORDER TO ADD WIFE AND CHILDREN	jd
NOVEMBER 12, 2002	SET FOR HEARING PLAINTIFF NOTIFIED BY PHONE/jd DEFENDANT NOTIFIED BY CERTIFIED LETTER AND REGULAR MAIL (NO LOCAL PHONE NUMBER ON DEFENDANT)jd	11-19-02 9:00 #3  jd

### MINUTES – PROTECTIVE ORDER